

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
NEW YORK BRANCH OFFICE  
DIVISION OF JUDGES

GREEN APPLE SUPERMARKET  
OF JAMAICA, INC.

And

Case 29-CA-183238  
29-CA-188130

UNITED FOOD AND COMMERCIAL  
WORKERS, LOCAL UNION 342, AFL-CIO

*Genaira L. Tyce, Esq., and  
David Stolzberg, Esq., of Brooklyn, New York.*  
for the General Counsel.  
*David Yan, Esq., of Queens, New York.*  
for the Respondent.  
*Eric Milner, Esq., of Valley Stream, New York*  
for the Charging Party.

ERRATA

On October 19, 2017, the decision in the above matter was issued by Administrative Law Judge Kenneth W. Chu. Upon due consideration, the following modifications have been made to that decision.

1. The appropriate address of the Respondent's office and place of business as it appears throughout the decision should read "92-45 Guy R. Brewer Boulevard, Jamaica, New York" as being consistent with the Respondent's answer.
2. Having found that David (surname unknown) is a supervisor within the meaning of Section 2(11) of the Act, paragraph 2 of the Conclusions of Law should read "Jason F. Wang, Erick Peralta Perez and David, last name unknown, are supervisors within the meaning of Section 2(11) of the Act.
3. Having determined that Respondent violated Section 8(a)(3) and 8(a)(1) of the Act when it threatened unit employees with termination, plant closure, and stricter enforcement of work rules for their support of the Union, and enforced stricter work rules on the unit employees, paragraph 7 of the Conclusions of Law at 37 should read as follows

"The Respondent threatened unit employees with termination, plant closure and stricter enforcement of work rules for their support for the Union and enforced more strict work rules on the unit employees in violation of Section 8(3) and (1) of the Act."

4. The Remedy portion of the Decision at 38 should read, in part,

"It is recommended that Respondent expunge all references to the disciplines dated August 8, 9, and 10, 2016, including the "Employee Warning Notices" and the discharge,

including the notice of discharge dated August 15, 2016, issued to Anthony Smith from his files, and notify him in writing that it has done so and that the disciplines and discharge will not be used against him in any way.”

“It is recommended that Respondent expunge all references to the disciplines dated July 4, 18 and 20, 2016, including said “Employee Warning Notices” and the discharge, including said notice of discharge dated July 20, 2016, issued to Joel Tineo from his files, and notify him in writing that it has done so and that the disciplines and discharge will not be used against him in any way.”

5. Paragraph 1(a) of the Order at 39 of the Decision should read

“Discharging, disciplining, threatening, more strictly enforcing work rules or otherwise discriminating against employees because they engaged in protected union and concerted activities.”

6. The First “WE WILL NOT” in the Notice should read

“WE WILL NOT discipline, discharge or threaten to discipline or discharge or otherwise discriminate against you because you engage in protected union and concerted activities or to discourage you from engaging in these or other concerted.”

So Ordered,

*Kenneth W. Chu*

Kenneth W. Chu  
Administrative Law Judge

Washington, D.C. November 1, 2017